

HEATHER E. WILLIAMS, SBN 122664  
Federal Defender  
HOOTAN BAIGMOHAMMADI, SBN 279105  
Assistant Federal Defender  
Designated Counsel for Service  
801 I Street, Third Floor  
Sacramento, CA 95814  
T: (916) 498-5700  
F: (916) 498-5710

Attorneys for Defendant  
Mr. Vasquez

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,	) Case No. 2:21-MJ-72-DB
Plaintiff,	)
vs.	) <b>STIPULATION AND ORDER TO CONTINUE</b>
VINCENT JOSE VASQUEZ,	) <b>PRELIMINARY HEARING AND EXCLUDE</b>
Defendant.	) <b>TIME</b>
	) Date: July 22, 2021
	) Time: 2:00 p.m.
	) Judge: Deborah Barnes

IT IS HEREBY STIPULATED and agreed by and between Acting United States Attorney Phillip A. Talbert, through Assistant United States Attorney David Spencer, counsel for Plaintiff, and Federal Defender Heather Williams, through Assistant Federal Defender Hootan Baigmoammadi, counsel for Defendant Vincent Jose Vasquez, that the preliminary hearing currently set for July 22, 2021 at 2:00 be continued to September 23, 2021 at 2:00 p.m.

The parties specifically stipulate as follows:

1. The Complaint in this case was filed on May 5, 2021, and defendant first appeared before a judicial officer of the Court in which the charges in this case were pending on May 6, 2021. The court set a preliminary hearing date of May 20, 2021.
2. At the joint request of the parties, the preliminary hearing has been continued several times. It is currently set for July 22, 2021.

- 1           3.     The parties jointly move for an additional extension of time of the preliminary  
2           hearing date to September 23, 2021, at 2:00 p.m. before the duty Magistrate  
3           Judge. The parties make the motion because Mr. Vasquez continues to actively  
4           review discovery and investigate the case; and the parties have been involved in  
5           plea negotiations.
- 6           4.     For the reasons stated above, the parties agree that good cause exists for the  
7           extension of time and that it would not adversely affect the public interest in the  
8           prompt disposition of criminal cases. *See* FRCP 5.1(d).
- 9           5.     For the reasons states above, the parties further agree that the interests of justice  
10          served by granting this continuance outweigh the best interests of the public and  
11          the defendant in a speedy trial. 18 U.S.C. § 3161(h)(7)(A). Failure to grant a  
12          continuance would deny the parties the reasonable time necessary for effective  
13          preparation, taking into account the exercise of due diligence. Therefore, the  
14          parties request that the time between July 22, 2021, and September 23, 2021, be  
15          excluded pursuant to 18 U.S.C. § 3161(h)(7)(B)(iv), Local Code T-4.

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17                                   Respectfully submitted,

18                                   HEATHER E. WILLIAMS  
19                                   Federal Defender

20          Date: July 16, 2021

21                                   /s/ Hootan Baigmohammadi  
22                                   HOOTAN BAIGMOHAMMADI  
23                                   Assistant Federal Defender  
24                                   Attorneys for Defendant  
25                                   Mr. Vasquez

26          Date: July 16, 2021

27                                   PHILLIP A. TALBERT  
28                                   United States Attorney

/s/ David Spencer  
                                 DAVID SPENCER  
                                 Assistant United States Attorney  
                                 Attorneys for Plaintiff

**ORDER**

The Court, having received and considered the parties' stipulation, and good cause appearing therefrom, adopts the parties' stipulation in its entirety as its order.

IT IS SO ORDERED.

Dated: July 16, 2021



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CAROLYN K. DELANEY  
UNITED STATES MAGISTRATE JUDGE